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5 **UNITED STATES DISTRICT COURT**
6 **WESTERN DISTRICT OF WASHINGTON**
7 **AT SEATTLE**

8 UNITED STATES OF AMERICA,

NO. MJ17-399

9 Plaintiff,

10 v.

DETENTION ORDER

11 JOSE CARLOS DE LA CRUZ
12 RODRIGUEZ,

13 Defendant.

14
15 Offense charged:

16 Count 1: Possession of Heroin With Intent to Distribute

17 Date of Detention Hearing: October 3, 2017.

18 The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and
19 based upon the factual findings and statement of reasons for detention hereafter set forth, finds:

20 FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

21 1. Pursuant to 18 U.S.C. § 3142(e), there is a rebuttable presumption that
22 defendant is a flight risk and a danger to the community based on the nature of the pending
23 charges.

24 2. Defendant is a citizen of Mexico.

25 3. Defendant has stipulated to detention, but reserves the right to contest his
26 continued detention if there is a change in circumstances.

- (1) Defendant shall be detained and shall be committed to the custody of the Attorney General for confinement in a correction facility separate, to the extent practicable, from persons awaiting or serving sentences or being held in custody pending appeal;
- (2) Defendant shall be afforded reasonable opportunity for private consultation with counsel;
- (3) On order of a court of the United States or on request of an attorney for the government, the person in charge of the corrections facility in which defendant is confined shall deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding; and
- (4) The Clerk shall direct copies of this Order to counsel for the United States, to counsel for the defendant, to the United States Marshal, and to the United States Pretrial Services Officer.

James P. Donohue
 JAMES P. DONOHUE
 Chief United States Magistrate Judge